



General Assembly

Substitute Bill No. 6453

January Session, 2011

* ____HB06453GAE__051911____ *

AN ACT CONCERNING GRANDPARENTS' VISITATION RIGHTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 46b-59 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2011*):

3 The Superior Court may grant the right of visitation with respect to
4 any minor child or children to any person, upon an application of such
5 person. [Such order shall be according to the court's best judgment
6 upon the facts of the case and] The court shall grant the right of
7 visitation, subject to such conditions and limitations as [it deems
8 equitable,] are in the best interest of the child, if the applicant
9 demonstrates by a preponderance of the evidence that (1) the applicant
10 has a parent-like relationship with the child; and (2) the child will
11 suffer real and substantial harm as a result of the denial of visitation,
12 provided the grant of such right of visitation [rights] shall not be
13 contingent upon any order of financial support by the court. [In
14 making, modifying or terminating such an order, the court shall be
15 guided by the best interest of the child, giving consideration to the
16 wishes of such child if he is of sufficient age and capable of forming an
17 intelligent opinion. Visitation rights] The right of visitation granted in
18 accordance with this section shall not be deemed to have created
19 parental rights in the person or persons to whom such right of
20 visitation [rights are] is granted. The grant of [such] the right of

21 visitation [rights] shall not prevent any court of competent jurisdiction
22 from thereafter acting upon the custody of such child, the parental
23 rights with respect to such child or the adoption of such child and any
24 such court may include in its decree an order terminating such right of
25 visitation. [rights.]

This act shall take effect as follows and shall amend the following sections:		
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Section 1	October 1, 2011	46b-59
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AGE *Joint Favorable Subst.*

JUD *Joint Favorable*

GAE *Joint Favorable*